IN THE HIGH COURT OF JUDICATURE AT BOMBAY
SIDE JURISDICTION
CRIMINAL APPLICATION NO.335 OF 2007

Bangara Kunnu Salim @ Pavithran
Krishnan Nair ...Applicant.
V/s.
The State of Maharashtra ...Respondent.

Mr.Jehangir Khajotia, adv. for the Applicant.
Mrs.M.H.Mhatre, APP for the Respondent/State.

CORAM: J.H.BHATIA, J.
DATE : 26th February, 2007.

P.C.:

1. Heard Mr.Khajotia, the learned counsel for the applicant and Mrs.Mhatre, the learned APP for the State.

2. The applicant seeks to be released on bail in Crime No.276 of 2006 registered at Yerawada Police station for the offences punishable under Sections 420, 467, 468, 471 read with Section 34 of the I.P.C.

3. The present applicant and one Pakya Ashraf @ Mohammed Ashraf had allegedly travelled from Lohgaon airport at Pune to Dubai on fake passports and they were sent back from Dubai to Pune. According to the prosecution, they had forged and prepared fake documents and passports for travelling abroad while according to the applicants, the travelling agent had actually played

a mischief without his knowledge. Earlier the present applicant had withdrawn his application with liberty to file fresh application before the Sessions Court after filing of the charge-sheet. However, his fresh application also came to be rejected by the Ad-hoc Additional Sessions Judge by the order dated 10-1-2007. According to the applicant in the same crime in the similar allegations, co-accused Pakya Ashraf has been granted bail by this Court in Criminal Application No.4258 of 2006 by an order dated 8-12-2006 and the applicant also deserves to be granted bail on the principle of parity. I have perused the allegations against both the accused. The case of the present applicant can not be distinguished from Pakya Ashraf and therefore, the present applicant also deserves to be granted bail, hence, the order.

4. The applicant be released on bail on his executing P.R.Bond of Rs.20,000/- with one or two local sureties in the like amount with the condition that he shall not misuse the bail. He shall not leave India without prior permission of the Trial Court and shall also report to Yerawada police station once in a month till the end of the trial.

5. Application stands disposed off.

(J.H.Bhatia,J.)